

MAR 14 2005

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Livshits et al.

Application No.: 09/466,935

Filing Date: December 20, 1999

For: NOVEL GENE AND METHOD FOR  
PRODUCING AMINO ACIDS

Art Unit: 1652

Examiner: Steadman

Attorney Ref. No.: US-1260

**PETITION FOR EXTENSION OF TIME**Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicant respectfully petitions for an extension of time under 37 C.F.R. § 1.136(a) to extend the period for response for filing the Response to the Official Action mailed October 15, 2004, one month(s) to March 15, 2005.

☒ The period for response has previously been extended to February 15, 2005.

Please charge our deposit account 50-3077 the requisite fees for this petition. Also, the undersigned hereby authorizes the Commissioner to charge any deficiency, or credit any overpayment, necessary to maintain pendency of this application to the same deposit account.

Respectfully submitted,

By: Shelly Guest Cermak  
Registration No. 39,571U.S. P.T.O. Customer No. 38108  
Ajinomoto USA, Inc.  
1120 Connecticut Ave., Ste. 1010  
Washington D.C. 20036  
202.457.0284Date: March 14, 200503/23/2005 STEWELL 0000000 003077 0546035  
01 FC1250 500.00 US  
02 FC1260 750.00 US

MAR 14 2005

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Livshits et al.

Application No.: 09/466935

Filing Date: December 20, 1999

For: NOVEL GENE AND METHOD FOR  
PRODUCING L-AMINO ACIDS

Art Unit: 1652

Examiner: Steadman

Attorney Ref. No.: US-1260

Via Facsimile to: 703.872.9306

## REQUEST FOR CONTINUED EXAMINATION (RCE) UNDER 37 CFR §1.114

## Mail Stop RCE

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

This is a Request for Continued Examination (RCE) under 37 C.F.R. §1.114 of the above-identified application. The following are submitted:

## 1. Submission required under 37 C.F.R. 1.114:

a. ☒ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on

ii. ☐ Other

b. ☒ Enclosed

i. ☐ Amendment/Reply

ii. ☐ Affidavit(s)/Declaration(s)

iii. ☐ Information Disclosure Statement

iv. ☒ Other: Reply to Notice of Non-

Compliant Amendment

## 2. Miscellaneous

a. Suspension of action on the above-identified application is requested under 37 C.F.R. 1.103(c) for a period of \_\_\_\_\_ months. (Periods of suspension shall not exceed 3 months. Fee under 37 C.F.R. 1.17(i) required).

b. ☐ Other

## 3. Fees – The RCE fee under 37 C.F.R. §1.17(e) is required by 37 C.F.R. 1.114 when the RCE is filed.

a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 50-3077.

i. ☒ The RCE fee required under 37 C.F.R. §1.17(e)

ii. ☒ Extension of time fee (37 C.F.R. 1.136 and 1.17)

iii. ☐ Other

Mail Stop RCE

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14 March 2005

- b. ☐ Check in the amount of \$ enclosed  
c. ☐ Payment by credit card (Form PTO-2038 enclosed)

Respectfully submitted,

By: 

Shelly Guest Cermak  
Registration No. 39,571

**U.S. P.T.O. Customer No. 38108**  
Ajinomoto Corporate Services LLC  
1120 Connecticut Ave.  
Ste. 1010  
Washington D.C. 20036  
202.457.0284

Date: March 14, 2005